

Docket No. 4292-0048-55
IN RE APPLICATION OF: **Alan K. SMITH et al.**
SERIAL NO: 09/027,671



"RESPONSE UNDER 37 CFR 1.116-
EXPEDITED PROCEDURE EXAMINING
GROUP 1644"

AF 12W

FILED: February 23, 1998 / CPA Filed September 27, 2001

FOR: HUMAN LINEAGE COMMITTED CELL COMPOSITION WITH ENHANCED PROLIFERATIVE
POTENTIAL, BIOLOGICAL EFFECTOR FUNCTION, OR BOTH; METHODS FOR OBTAINING SAME; AND
THEIR USES

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

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SIR:
Transmitted herewith is an amendment in the above-identified application.

- ☒ No additional fee is required
☐ Small entity status of this application under 37 C.F.R. §1.9 and §1.27 is claimed.
☐ Additional documents filed herewith:

The Fee has been calculated as shown below:

CLAIMS	CLAIMS REMAINING		HIGHEST NUMBER PREVIOUSLY PAID	NO. EXTRA CLAIMS	RATE	CALCULATIONS
TOTAL	26	MINUS	30	0	x \$50 =	\$0.00
INDEPENDENT	1	MINUS	3	0	x \$200 =	\$0.00
		<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS			+ \$360 =	\$0.00
		TOTAL OF ABOVE CALCULATIONS				\$0.00
		<input type="checkbox"/> Reduction by 50% for filing by Small Entity				\$0.00
		<input type="checkbox"/> Recordation of Assignment			+ \$40 =	\$0.00
		TOTAL				\$0.00

- ☐ A check in the amount of \$0.00 is attached.
☐ Credit card payment form is attached to cover the fees in the amount of \$0.00
☒ Please charge any additional Fees for the papers being filed herewith and for which no check or credit card payment is enclosed herewith, or credit any overpayment to deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.
☒ If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136, and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time may be charged to Deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Jean-Paul Lavalleye
Registration No. 31,451

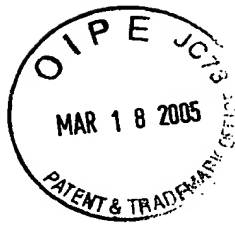
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4292-0048-55



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EXPEDITED PROCEDURE EXAMINING
GROUP 1644"

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF: :

ALAN K. SMITH ET AL : EXAMINER: SAUNDERS, D.A.

SERIAL NO. : 09/027,671 :

FILED: FEBRUARY 23, 1998 : GROUP ART UNIT: 1644
CPA FILED: SEPTEMBER 27, 2001 :

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COMPOSITION WITH ENHANCED PROLIFERATIVE
POTENTIAL, BIOLOGICAL EFFECTOR FUNCTION, OR BOTH;
METHODS FOR OBTAINING SAME; AND THEIR USES

SECOND AMENDMENT AFTER FINAL

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

In response to the Official Action mailed August 18, 2004 and the Advisory Action mailed January 28, 2005, Applicants request reconsideration in light of the following amendments and remarks.

Amendments to the claims are reflected in the listing of claims which begin on page 2 of this paper.

Remarks/Arguments are on page 7 of this paper.